



# Public Service Commission

CAPITAL CIRCLE OFFICE CENTER • 2540 SHUMARD OAK BOULEVARD  
TALLAHASSEE, FLORIDA 32399-0850

RECEIVED-FPSC  
NOV 18 AM 10:47

**-M-E-M-O-R-A-N-D-U-M-** COMMISSION CLERK

**DATE:** November 16, 2004

**TO:** Docket File

**FROM:** Jeff Bates (Division of Competitive Markets and Enforcement) *[Signature]*  
Victor McKay (Office of the General Counsel) *VSM* *bic* *SAS*

**RE:** Docket No. 040736-TP - Request for approval of interconnection, unbundling, resale, and collocation agreement between BellSouth Telecommunications, Inc. and New Access Communications, LLC.

By letter received July 12, 2004, BellSouth Telecommunications, Inc. filed a request for approval of the interconnection, unbundling, resale, and collocation agreement with New Access Communications, LLC. Under the requirements of 47 U.S.C. § 252(e), negotiated agreements must be submitted to the state commission for approval. Section 252(e)(4) requires the state to reject or approve the agreement within 90 days after submission or it shall be deemed approved. The statutory deadline for the Commission to take action on this matter was October 11, 2004.

Staff reviewed the agreement in this Docket on October 12, 2004 and November 8, 2004. The agreement met the criteria outlined in Section 2.07.C.5.d of the Administrative Procedures Manual. Therefore, it has gone into effect by operation of law in accordance with Section 252(e)(4) of the Telecommunications Act of 1996. Accordingly, with this Memorandum, the docket is hereby closed.

CC: Division of the Commission Clerk and Administrative Services (H. Wang)

*OK to close  
11-18-04  
H/W*

DOCUMENT NUMBER-DATE  
12364 NOV 18 04  
FPSC-COMMISSION CLERK